

Title 129 - Nebraska Air Quality Regulations

Chapter 32 - DUST; DUTY TO PREVENT ESCAPE OF

001 Handling, Transportation, Storing. No person may cause or permit the handling, transporting or storage of any material in a manner which may allow particulate matter to become airborne in such quantities and concentrations that it remains visible in the ambient air beyond the premises where it originates.

002 Construction, Use, Repair, Demolition. No person may cause or permit a building or its appurtenances or a road, or a driveway, or an open area to be constructed, used, repaired or demolished without applying all such reasonable measures to prevent particulate matter from becoming airborne so that it remains visible beyond the premises where it originates. The Director may require such reasonable measures as may be necessary to prevent particulate matter from becoming airborne, including but not limited to paving or frequent cleaning of roads, driveways and parking lots; application of dust-free surfaces; application of water; and the planting and maintenance of vegetative ground cover.

003 Notwithstanding any other provision of this Chapter, the Department shall not regulate emissions from normal farming practices, on-farm crop drying and handling, and animal feeding activities, provided that reasonable and practical measures to limit particulate matter from such sources are utilized.

Enabling Legislation: Neb. Rev. Stat. §§81-1504(1)(2); 81-1505(12)

Legal Citation: Title 129, Ch. 32, Nebraska Department of Environmental Quality

EPA Rulemakings

[illegible]

CFR: 40 C.F.R. 52.1420 (a)

FRM: 37 FR 10842 (5/31/72)

PRM: None

State Submission: 1/28/72

State Proposal: Unknown

State Final: 6/6/72

APDB File: NE-00

Description: The EPA approved this as Rule 21 pertaining to fugitive dust in the original SIP.

[illegible]

Difference Between the State and EPA-Approved Regulation

None.